

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**Case No. 2:08-CR-156**

**v.**

**JUDGE GREGORY L. FROST**

**FRANK M. BENTON, JR.,**

**Defendant.**

**ORDER**

This matter came on for consideration upon the Order of the Sixth Circuit Court of Appeals directing this Court to dismiss the Indictment.

It is therefore the Order of this Court that the Indictment filed herein is **DISMISSED**.

**IT IS SO ORDERED.**

/s/ Gregory L. Frost  
GREGORY L. FROST  
UNITED STATES DISTRICT JUDGE